

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE DISTRICT OF ALASKA**

3
4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7 ROCHELLE MONIQUE WOOD,

8 Defendant.

Case No. 3:23-cr-00091-RRB-KFR-4

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10 **FINAL REPORT AND RECOMMENDATION UPON A PLEA OF GUILTY**

11 Upon Defendant's request to enter a guilty plea, pursuant to Rule 11 of the Federal
12 Rules of Criminal Procedure, to Count 2 of the Indictment, charging a violation of 21 U.S.C.
13 §§ 846 and 841(a)(1), (b)(1)(C), Conspiracy to Distribute and Possess with Intent to Distribute
14 Controlled Substances, and Count 14 of the Indictment, charging a violation of 18 U.S.C. §
15 1956(h), Money Laundering Conspiracy, [Doc. 4], the District Court referred this matter to the
16 Magistrate Judge, with the written and verbal consents of Defendant, counsel for Defendant,
17 and counsel for the United States.

18 Thereafter, the matter came before this Court for a hearing on Defendant's guilty plea,
19 in full compliance with Rule 11, Federal Rules of Criminal Procedure, in open court and on the
20 record. Defendant entered his plea pursuant to Fed. R. Crim. P. 11(c)(1)(A) and (B). The
21 government agreed not to prosecute Defendant further for the conduct that led to the charged
22 offense; to dismiss Counts 6, 7, and 8 following imposition of sentence; and to stipulate to the
23 application of multiple Sentencing Guideline enhancements. The government also agreed to
24 recommend a sentence "no higher than the low end of the guideline range as determined by
25 the Court at sentencing."

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1 In consideration of that hearing and the colloquy made by Defendant under oath, on
2 the record, in the presence of counsel, and the remarks of the Assistant United States Attorney,

3 **A. I make the following FINDINGS – that Defendant understands:**

- 4 ☒ That any false statements made by Defendant under oath may later be used
5 against them in a prosecution for perjury;
- 6 ☒ The right to persist in a plea of not-guilty;
- 7 ☒ The consequences of not being a United States citizen;
- 8 ☒ The nature of the charges against Defendant;
- 9 ☒ The loss of certain federal benefits;
- 10 ☒ The maximum possible sentence, including imprisonment, fine, supervised
11 release, and any applicable mandatory minimum sentence;
- 12 ☒ The Court's authority to order restitution;
- 13 ☒ The mandatory special assessment;
- 14 ☒ Any applicable forfeiture¹;
- 15 ☒ The right to a speedy and public trial by jury;
- 16 ☒ The right to be represented by counsel and, if necessary, to have the Court
17 appoint counsel at trial, and at every other stage of the proceedings;
- 18 ☒ The right to: confront and cross-examine adverse witnesses, to remain silent, to
19 testify and present evidence, and to compel the attendance of witnesses;
- 20 ☒ That a plea of guilty operates as a waiver of trial rights;
- 21 ☒ That Defendant knowingly, intelligently, and voluntarily waives all right to appeal
22 or collaterally attack (except on the grounds of ineffective assistance of counsel
23 and the voluntariness of his plea); and
- 24 ☒ That in determining a sentence, the Court's obligation to calculate the applicable
25 sentencing guideline range pursuant to the Sentencing Guidelines promulgated
26 by the United States Sentencing Commission and to consider that range, as well

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28 ¹ The Indictment does not contain a forfeiture allegation and the government does not seek the
voluntary abandonment of any property in this case.

as departures under the Sentencing Guidelines, and variances under 18 U.S.C. §3553(a).

B. I further FIND:

1. Defendant is competent to enter an informed plea;
2. Defendant is aware of their rights and has had the advice of legal counsel;
3. That the pleas of guilty by Defendant have been knowingly and voluntarily made and are not the result of force, threats, or coercion;
4. Any agreements or promises which induced the pleas of guilty are set forth in the written plea agreements or on the record; and
5. That there is a factual basis for Defendant's pleas.

C. I RECOMMEND:

- ☒ That the District Court accept Defendant's pleas of guilty to Count 2, charging a violation of 21 U.S.C. §§ 846 and 841(a)(1), (b)(1)(C), Conspiracy to Distribute and Possess with Intent to Distribute Controlled Substances; and Count 14, charging a violation of 18 U.S.C. § 1956(h), Money Laundering Conspiracy.
- ☐ That the District Court accept Defendant's admission to the Criminal Forfeiture Allegation.

D. IT IS ORDERED:

That a Presentence Report be prepared by the U.S. Probation Office.

1. Any objection(s) to the presentence report shall be filed no later than fourteen (14) days after receiving the presentence report (Fed. R. Crim. P. 32(f)(1));
2. Any sentencing memorandum shall be filed no later than seven (7) business days prior to sentencing (D.Ak. L.Cr.R. 32.1(d)).

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1 The Sentencing hearing will be set before the United States District Judge. The Court
2 excludes time from May 19, 2025, until the time of sentencing pursuant to 18 U.S.C.
3 §3161(h)(1)(G) on the grounds that the District Judge will be considering the proposed plea
4 agreement.

5 DATED this 19th of May 2025, at Anchorage, Alaska

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7 
8 United States District Judge
9 District of Alaska

10 This Report and Recommendation is being issued as a Final Report and
11 Recommendation. Pursuant to Fed. R. Crim P. 59(b)(3), any objections will be considered by
12 the District Court Judge who will accept, reject, or modify the recommendation following de
13 novo review. Any objections must be filed within seven (7) days from the date of service of
14 this Report and Recommendation. The shortened objection deadline is due to the request of
15 the District Court Judge. Fed. R. Crim P. 59(b)(2) and D. Ak. L.M.R. 6(a) authorizes the court
16 to alter the standard objection deadlines.

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18 Reports and recommendations are not appealable orders. Any notice of appeal
19 pursuant to Fed. R. App. P. 4(a)(1) should not be filed until entry of the District Court's
20 judgment.²

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28 ² See *Hilliard v. Kincheloe*, 796 F.2d 308 (9th Cir. 1986).